

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

MICHAEL L. FERGUSON, MYRL C.
JEFFCOAT AND DEBORAH SMITH, on
behalf of the DST SYSTEMS, INC. 401(K)
PROFIT SHARING PLAN,

Plaintiffs,

v.

RUANE CUNNIFF & GOLDFARB INC.,
DST SYSTEMS, INC., THE ADVISORY
COMMITTEE OF THE DST SYSTEMS, INC.
401(K) PROFIT SHARING PLAN, and THE
COMPENSATION COMMITTEE OF THE
BOARD OF DIRECTORS OF DST
SYSTEMS, INC.,

Defendants.

CIVIL ACTION NO.
1:17-cv-06685-ALC-BCM

FEBRUARY 8, 2022

NOTICE OF APPEAL

PLEASE TAKE NOTICE, that Intervenor Arbitration Claimant James DuCharme and the Intervenor Arbitration Claimants listed in the Special Appendix attached hereto, and Intervenor Stephanie Ostrander, Robert Canfield, Bonnie Kartz, Latrecia Onunkwor, Diana Weaver, David Ostermeyer, Mark Mendon and Jill Pehlman, hereby appeal to the United States Court of Appeals for the Second Circuit from the Order of the district court entered in this action on February 3, 2022 (ECF No. 369) continuing and modifying a preliminary injunction.

Dated: February 8, 2022

Respectfully submitted,

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